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Attorneys for Defendant
Travix Travel USA Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

THE WAVE STUDIO, LLC, a New York
Limited Liability Company,

Plaintiff,

v.

BRITISH AIRWAYS PLC, a United Kingdom
Corporation, HOTELS COMBINED LLC, an
Australian Corporation, SWISS
INTERNATIONAL AIR LINES LTD., a
Switzerland Corporation d/b/a SWISS, TRAVIX
TRAVEL USA INC., a Georgia Corporation,
VISITUSA LLC, a Utah Limited Liability
Company, and DOES 1-100,

Defendants.

Case No.: 3:15-cv-01341-RS

**STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING CASE
MANAGEMENT CONFERENCE**

Judge: Hon. Richard Seeborg
Trial Date: TBD
Date Action Filed: May 20, 2015

1 Defendants Swiss International Air Lines Ltd. and Travix Travel USA Inc. (the
2 “Stipulating Defendants”) and Plaintiff The Wave Studio, LLC hereby stipulate and request that
3 the Court continue the Initial Case Management Conference in this case, currently scheduled for
4 October 8, 2015.

5 The Stipulating Defendants are two of five Defendants in this action: Defendant Hotels
6 Combined LLC has not appeared in this action. Defendant VisitUSA has also not appeared in
7 this action, but on behalf of Visit USA, David Urman has filed a pro se motion to dismiss
8 VisitUSA. The hearing date for that motion was vacated when this case was reassigned to Judge
9 Seeborg and Mr. Urman has not renoticed the motion.

10 None of the defendants has answered or otherwise responded to the Complaint. The
11 current response dates are as follows:

- 12 • Plaintiff served Swiss International Airlines Ltd. with the complaint on May 19,
13 2015, with a stipulated deadline to answer of October 9, 2015.
- 14 • Plaintiff served British Airways Plc with the complaint on May 20, 2015, with a
15 stipulated deadline to answer of October 9, 2015.
- 16 • Plaintiff served Travix with the complaint on May 21, 2015, with a stipulated
17 deadline to answer of October 9, 2015.
- 18 • Plaintiff served Hotels Combined LLC with the complaint on May 20, 2015, with
19 a stipulated deadline to answer of September 25, 2015.
- 20 • Plaintiff served VisitUSA with the complaint on May 23, 2015, with a deadline to
21 answer of June 16, 2015.

22 The stipulating defendants are currently exploring whether they can reach agreement with
23 Plaintiff and the other two defendants for a transfer of this case to the Southern District of New
24 York, where a related case is currently pending. A continuance of the Case Management
25 Conference will afford the parties an opportunity to explore whether the case should be
26 transferred or stayed. If the case is not transferred or stayed, the continuance will afford the other
27 defendants an opportunity to appear in the case and/or participate in the Case Management
28

Conference.

Accordingly, the stipulating parties hereby request that the Court continue the Case Management Conference, currently scheduled for October 8, 2015, to November 5, 2015 at 10:00 a.m. or to a date convenient to the Court thereafter.

IT IS SO STIPULATED:

Dated: September 24, 2015

Respectfully submitted,

FENWICK & WEST LLP

By: /s/ Jedediah Wakefield

Jedediah Wakefield

Sebastian E. Kaplan

Attorneys for Travix Travel USA Inc.

Dated: September 24, 2015

BRINKS GILSON LLP

By: /s/ William Frankel

William Frankel

Attorneys for Swiss International Air Lines Ltd.

Dated: September 24, 2015

COBALT LLP

By: /s/ Vijay Toke

Vijay Toke

Attorneys for The Wave Studio, LLC

ATTESTATION OF SIGNATURES

Pursuant to Local Civil Rule 5-1(i), I hereby attest that I have obtained concurrence in the filing of this document from each of the Signatories.

By: /s/ Jedediah Wakefield

Jedediah Wakefield

1 GOOD CAUSE APPEARING THEREFORE:

2 IT IS ORDERED that the Initial Case Management Conference scheduled for October 8,
3 2015 be vacated and reset for November 12, 2015 at 10:00 a.m. The parties' joint case
4 management statement shall be filed on or before November 5, 2015.

5 Dated: September 24, 2015

6 
7 Hon. Richard Seeborg
8 United States District Court Judge
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